

#3

REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional)
344742000530

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are stated below next to my name.

I believe I am an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number 5,961,672, granted October 5, 1999, and for which a reissue patent is sought on the invention entitled STABILIZED ANODE FOR LITHIUM-POLYMER BATTERIES the specification of which

☐ is attached hereto.

☒ was filed on January 24, 2001 as reissue application number 09/768,636 and was amended on January 24, 2001.

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

The patentees claimed less than they had a right to claim. As one instance of claiming less than there was a right to claim, patentees had a right to claim an electrochemical cell, comprising a lithium electrode and a sulfur electrode including at least one of elemental sulfur, lithium sulfide, and a lithium polysulfide, said lithium electrode having a lithium metal electrode surface including a surface coating that is effective to increase the cycling efficiency of said electrochemical cell, as presented in new claim 56, which was not claimed in the issued patent.

[Page 1 of 2]

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REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2

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Name(s) _____ Registration Number _____
 See attached Prosecution by Assignee and Power of Attorney _____

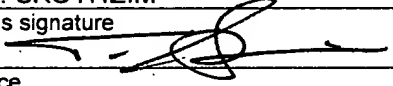
Correspondence Address: Direct all communications about the application to:

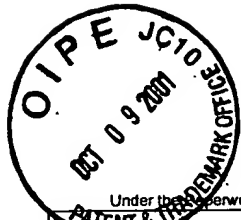
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25226

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<input checked="" type="checkbox"/> Firm or Individual Name	Madeline I. Johnston				
Address	Morrison & Foerster				
Address	755 Page Mill Road				
City	Palo Alto	State	California	Zip	94304-1018
Country	United States of America				
Telephone	(650) 813-5840	Fax	(650) 494-0792		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.					
Full name of sole or first inventor (given name, family name) Terje A. SKOTHEIM					
Inventor's signature 			Date 7/8/01		
Residence 7080 N. Cathedral Rock Place, Tucson, Arizona 85718			Citizenship Norway		
Mailing Address 7080 N. Cathedral Rock Place, Tucson, Arizona 85718					
Full name of second joint inventor (given name, family name) Grigori L. SOLOVEICHIK					
Inventor's signature			Date		
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Mailing Address 37 Laura Drive, Latham, NY 12110					
Full name of third joint inventor (given name, family name) Alexei B. GAVRILOV					
Inventor's signature			Date		
Residence 47 Whitebrook Rise, Fairport, NY 14450			Citizenship Russia		
Mailing Address 47 Whitebrook Rise, Fairport, NY 14450					
<input type="checkbox"/> Additional joint inventors are named on separately numbered sheets attached hereto.					



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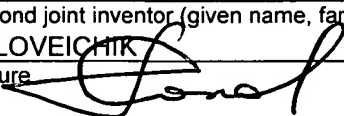
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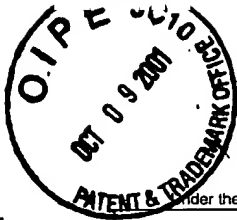
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Correspondence Address: Direct all communications about the application to:						
<input checked="" type="checkbox"/> Customer Number		25226		→ Place Customer Number Bar Code Label here		
Type Customer Number here						
<input checked="" type="checkbox"/> Firm or Individual Name	Madeline I. Johnston					
Address	Morrison & Foerster					
Address	755 Page Mill Road					
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Country	United States of America					
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.						
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